UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA v. JAMES SMITH DEFENDANT	Criminal No: 3:16-MJ-03054

DEFENDANT'S MOTION IN OPPOSITION TO GOVERNMENT'S MOTION SEEKING PRE-TRIAL DETENTION

Now comes the Defendant in opposition to the government's motion seeking pretrial detention. As reasons therefore, the Defendant states as follows:

1. The Defendant has demonstrated that he is not a risk of flight as he has been aware of the subject Federal complaint since he was sent a "target letter" and assigned CJA Counsel;
2. The Defendant has complied with strict conditions of State Court pretrial release;
3. The Defendant's Federal complaint is predicated from all the same facts and series of transactions arising from the State Court indictments;
4. There are conditions or combination of conditions of release which reasonably will assure the presence of the defendant at trial if he is released; and
5. The Bail Act provides that society's interest can be safeguarded when there are conditions of release addressing any specific dangers raised by the government.

In further support hereof, the Defendant attaches a Memorandum of Law.

WHEREFORE, the Defendant prays that the government's motion be denied.

For the Defendant
By his attorney,

/s/ Shawn P. Allyn, Esq.
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I hereby certify that a true and accurate copy of this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on April 11, 2016.

/s/ Shawn P. Allyn

Shawn P. Allyn